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AP/ 2875

03500.014088.1

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: Dalei Dong  
TAIKO MOTOI ET AL. )  
: Group Art Unit: 2875  
Appln. No.: 10/086,334 )  
: Filed: March 4, 2002 )  
: For: ELECTRON-EMITTING DEVICE, )  
: ELECTRON SOURCE USING THE )  
: ELECTRON-EMITTING DEVICES, )  
: AND IMAGE-FORMING APPARATUS :  
: USING THE ELECTRON SOURCE ) May 10, 2004

The Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SECOND SUBMISSION OF COPY OF PREVIOUSLY FILED RESPONSE

Sir:

Applicants' undersigned representative has been notified in a telephone conversation with the Examiner on or around May 6, 2004 that the U.S. Patent and Trademark Office (USPTO) still has not yet received the Response To Final Office (hereinafter "the Response") mailed to the USPTO on Wednesday, November 5, 2003 with a certificate of mailing under 37 C.F.R. § 1.8(a), even though a copy of the Response was resubmitted to the USPTO on February 13, 2004 with a paper entitled Submission Of Copy Of Previously Filed Amendment.<sup>1</sup>

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<sup>1</sup>/ The paper mis-identified the Response as an "Amendment And Petition For  
(continued...)

This paper is being submitted to comply with the Examiner's request that a further copy of the Response be submitted to the USPTO. Enclosed herewith are a copy of the Response mailed to the USPTO on November 5, 2003, including the executed certificate of mailing under 37 C.F.R. § 1.8(a) on page 1 thereof, and a duplicate copy of that page. Also enclosed is a copy of the transmittal mailed with the Response on November 5, 2003. The enclosed copies of the Response and transmittal are true copies of the Response and transmittal, respectively, mailed to the USPTO on November 5, 2003. The undersigned representative hereby attests that the original Response was timely mailed to the USPTO with a proper, executed certificate of mailing under 37 C.F.R. § 1.8(a) on Wednesday, November 5, 2003, in response to the Office Action of September 5, 2003.

For the Examiner's convenience, also enclosed is a copy of the Submission Of Previously Filed Amendment filed on February 13, 2004, and the stamped postcard evidencing the receipt of that paper by the USPTO on February 13, 2004.

In view of the foregoing, the Examiner is respectfully requested to confirm for the record that the above-mentioned Response was timely filed in the USPTO on November 5, 2003, in response to the Office Action of September 5, 2003, and also is respectfully requested to enter the Response, and confirm that the present application remains in pending status.

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1/ (...continued)

Extension Of Time", as a result of an inadvertent error.

It is believed that no fee is required in order to have this paper processed by the USPTO or to have the amendment entered. However, if a fee is required in either case, please charge Deposit Account 06-1205 for the amount of any such fee(s).

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicants

Registration No. 42476

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date 2 / 13 / 04  
Mo. Day Yr.

Atty. Docket 0850-014088.1

Application No. 10/086,334

Sir:

Kindly acknowledge receipt of the accompanying:

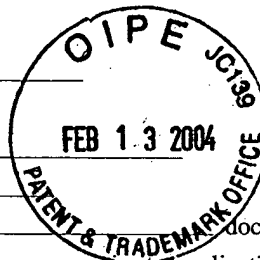
- ☐ Response to Official Action. \_\_\_\_\_
- ☐ Check for \$ \_\_\_\_\_ (claims fee)
- ☐ Petition under 37 CFR 1.136 and Check for \$ \_\_\_\_\_
- ☐ Notice of Appeal and Check for \$ \_\_\_\_\_
- ☐ Information Disclosure Statement, PTO-1449 and \_\_\_\_\_ documents
- ☐ Claim for priority and certified copies of \_\_\_\_\_ priority applications
- ☐ Issue fee transmittal and Check for \$ \_\_\_\_\_

☒ Other (specify) Submission of Copy of Previously Filed Amend-  
and copy of Amendment dated 11/5/03. ment

by placing your receiving date stamp hereon and returning to deliverer.

Atty. FAD/CR/vd

Due Date N / D / D  
Mo. Day Yr.



FOHS-D-00